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AT CHARLOTTESVILLE, VA
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JULIA C. DUDLEY, CLERK
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United States District Court for the
Western District of Virginia
Charlottesville Division

Sing et al, Plaintiffs, vs. Kerr et al, Defendants
Civil Action No. 3:17-cv-00072-NKM

Defendant Christopher Cantwell's Second
Supplemental to Motion to Sanction Plaintiffs

Defendant Christopher Cantwell writes to
correct an inaccuracy in his initial motion
for sanctions against Plaintiffs for their
selective failure to communicate with him
since his arrest in January of 2020.

In that motion I stated that the first
communication I received from the Plaintiffs
while here was their "First Request for Admissions";
that I subsequently received a second set of
corrected requests, and that the "next filing I
received from the Plaintiffs was the notice
of deposition I recently objected to." While this
largely conveys the issue at hand, I had stated
this from memory "off the top of my head" and
a closer review of my documents shows several
other communications were received in that time.
However, the substance of these communications
only reinforces the point of the original motion.

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I have a printed email from Michael Bloch dated September 24th 2020. In it Mr. Bloch states that if he does not hear back from those addressed prior to September 29th, he will presume there are no objections to his attached proposed revised scheduling order, which would set the deadline for exchange of witness lists for March 9th 2021, and trial for April 26th 2021.

Eric Bolton of Cooley LLP apparently tried to send me a USB drive with "legal filings and notices" made by his firm on December 22nd 2020. After tracking data failed to confirm delivery of this drive, he sent another with a letter dated January 26th 2021. In that letter, Mr. Bolton noted that these documents were "served upon you, on the dates shown on each individual filing/notice, via electronic mail at address (christopher.lantwall@gmail.com) pursuant to prior electronic mail service agreements." I received this drive, but incorrectly assumed these had to be digital duplicates of materials which had already been printed and delivered in a timely manner.

In a letter dated January 8th 2021, Scott Stemetzki of Cooley LLP sent another USB

drive containing "documents produced to Plaintiffs by the Department of Justice relating to Defendant James Fields". This drive was encrypted, and Mr. Stemetzki's letter stated I'd be receiving a separate mailing with the password. I never got this password.

The next communication I received from the Plaintiffs was their Response to Defendant Fields's Motion to Stay Deposition and Appoint A Guardian Ad Litem, dated 2/23/2021.

The March 3rd notice of my deposition followed, and the Court, I believe, knows the rest.

I believe this only strengthens my point about the Plaintiffs' conveniently selective memory being proof of willful misconduct, and enthusiasm for misleading this Court, while the Plaintiffs have communicated with me on more than those occasions when they needed my response, they have consistently neglected to communicate with me in a manner which would have allowed me to participate in these proceedings. The number and substance of the contacts they did make disprove the fiction that they only realized

this supposed error after I objected to being depored.

The Plaintiffs proved more than capable of reaching me at the jail more than 5 times, but only one of those communications preceded a request to the Court, and that one communication gave me no time to respond, at a time when I was concluding my criminal trial in New Hampshire.

Mr. Bolton of Cooley LLP clearly figured out that email was not a suitable means of communicating as early as December 22nd. His consciousness of the problem caused him to follow up on January 26th, after tracking data failed to confirm delivery of the December mailing.

Yet, Mr. Bloch, who personally sent both requests for admission to me at the jail, now claims he just figured out that I can't check my email from jail. He then attempts to pay over his misconduct by repeating the debunked falsehood that I threatened Roberta Kaplan, distracting the court with unrelated proceedings in other courts, and passing along a 2 terabyte hard drive like that solves the problem.

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Clearly, the problem is far from solved. Solving the problem would defeat the purpose of the Plaintiffs misconduct. They cannot prove their case, so they have hired a propagandist to redefine the plain meaning of words and call us liars. They have made unduly burdensome discovery demands and sought adverse inferences when those demands went unmet. What they could not gain through law or fact, they have attempted to gain by trick.

This Court should not permit itself to become their willing accomplice.

Respectfully Submitted,
Christopher Cantwell 4-25-2021
Cantwell

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